

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JOSE G. VILLALTA,

Plaintiff,

v.

B. CATES, *et al.*,

Defendants.

Case No. 1:21-cv-1457-HBK (PC)

ORDER TO SUBMIT APPLICATION TO
PROCEED *IN FORMA PAUPERIS* OR PAY
FILING FEE WITHIN 30 DAYS

Plaintiff initiated this action by filing a *pro se* civil rights complaint under 42 U.S.C. § 1983 on September 29, 2021. (Doc. No. 1). Plaintiff did not accompany his complaint with the \$402.00 filing fee or an application to proceed *in forma pauperis* under 28 U.S.C. § 1915.

Accordingly, it is **ORDERED**:

Within **thirty (30) days** of receipt of this order, Plaintiff shall either: (1) complete the attached application to proceed *in forma pauperis*; or (2) pay the \$402.00 filing fee. If Plaintiff fails to timely comply with this order, the undersigned will recommend the Court dismiss this case for Plaintiff's failure to comply with a court order and/or prosecute this action.

Dated: October 1, 2021


HELENA M. BARCH-KUCHTA
UNITED STATES MAGISTRATE JUDGE